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8	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON		
9	AT TACOMA		
10	DARLING REYNOLDS,) CIVIL NO. 11-ev-05185-JRC	
11	Plaintiff,)) ORDER ON STIPULATION FOR EQUAL	
12	,) ACCESS TO JUSTICE ACT FEES, COSTS	
13	VS.) AND EXPENSES)	
14	MICHAEL J. ASTRUE, Commissioner of the Social Security Administration,))	
15	Defendant.		
16	2 oronaunu)	
17		_)	
18	This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local		
19	Magistrate Judge Rule MJR 13 (see also Notice of Initial Assignment to a U.S. Magistrate Judge		
20	and Consent Form, ECF No. 5; Consent to Proceed Before a United States Magistrate Judge, ECF		
21	No. 8). This matter is before the Court on plaintiff's Agreed Stipulated Motion for EAJA Fees,		
22	Costs and Expenses (see ECF No. 22).		
23	Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (hereinafter "EAJA"), the		
24	Stipulation of the parties and Plaintiff's Petition for Award of Attorney's Fees, Costs & Expenses (ECF No. 22, Attachment 1), it is hereby ORDERED that EAJA attorney's fees of \$4,595.46 and		
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	ORDER RE EAJA FEES - Page 1 [11-cv-5185-JRC]		

expenses in the amount of \$19.68 (service by certified mail) shall be awarded to plaintiff pursuant to the EAJA, 28 U.S.C. § 2412, and that costs of \$81.00 (copies) shall be awarded to plaintiff pursuant to 28 U.S.C. § 1920, for a **total of \$4,696.14**.

The EAJA award is subject to any applicable government offset to satisfy any pre-existing debt that plaintiff owes the United States. See Astrue v. Ratliff, 130 S.Ct. 2521, 2524, 2010 U.S. LEXIS 4763 at ***6-***7 (2010). Defendant has agreed to contact the Department of Treasury after the order for EAJA fees and expenses in entered in order to determine whether or not the EAJA fees and expenses award is subject to any offset. If the EAJA award is not subject to any offset, based on the assignment of this award to plaintiff's attorney by plaintiff, the EAJA award then shall be made payable to plaintiff's attorney, Rosemary B. Schurman (see Stipulated Motion, ECF No. 22, p. 2; see also Plaintiff's Petition for Award of Attorney's Fees, Costs & Expenses, ECF No. 22, Attachment 1, p. 2). The same shall apply for any remainder following any applicable offset. The award for attorney's fees, costs and expenses shall be delivered to plaintiff's counsel, Rosemary B. Schurman.

DATED this 17th day of October, 2011.

J. Richard Creatura

United States Magistrate Judge